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INTERVENTION



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Attorneys for Phelps Dodge Mining Company
and Arizonans for Electric Choice and Competition

BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION
OF ARIZONA PUBLIC SERVICE
COMPANY FOR APPROVAL OF
RENEWABLE ENERGY STANDARD
IMPLEMENTATION PLAN, DISTRIBUTED
ENERGY ADMINISTRATION PLAN,
CUSTOMER SELF-DIRECT RENEWABLE
RESOURCE TARIFF, AND RESET OF
RENEWABLE ENERGY ADJUSTOR

Docket No. E-01345A-07-0468

**APPLICATION FOR LEAVE TO
INTERVENE OF PHELPS DODGE
MINING COMPANY AND
ARIZONANS FOR ELECTRIC
CHOICE AND COMPETITION**

Pursuant to A.A.C. R14-3-105, Phelps Dodge Mining Company ("Phelps Dodge") and Arizonans for Electric Choice and Competition ("AECC") hereby apply to the Arizona Corporation Commission (the "Commission") for an Order granting Phelps Dodge and AECC leave to intervene in the above captioned proceeding.

Phelps Dodge maintains facilities and operations within the State of Arizona, which receive electric services from Arizona Public Service Company ("APS"). As a large industrial user of electric services provided by APS, Phelps Dodge will be directly and substantially affected by the REST Surcharge Tariff ultimately approved by the Commission in this proceeding. The Commission should, therefore, grant Phelps Dodge leave to intervene in this matter.

1 Phelps Dodge's participation will not broaden the issues nor unduly delay the
2 proceeding, except upon leave of the Commission first had and received. For the reasons
3 outlined above, Phelps Dodge respectfully requests that the Commission grant this
4 Application for Leave To Intervene in this matter.

5 AECC is a coalition of energy consumers which has members who are customers
6 of APS. The Commission should grant AECC leave to intervene in this matter because
7 those members of AECC who are customers of APS will be directly and substantially
8 affected by the REST Surcharge Tariff ultimately approved by the Commission in this
9 Proceeding.

10 AECC's participation will not broaden the issues nor unduly delay the proceeding,
11 except upon leave of the Commission first had and received. For the reasons outlined
12 above, AECC respectfully requests that the Commission grant this Application for Leave
13 To Intervene in this matter.

14 Phelps Dodge and AECC request that all communications in connection with the
15 above captioned Proceeding be directed to:

16 C. Webb Crockett
17 Patrick J. Black
18 FENNEMORE CRAIG, P.C.
19 3003 North Central Avenue, Ste. 2600
20 Phoenix, Arizona 85012-2913
21 Phone: (602) 916-5333
22 Fax: (602) 916-5533
23 wcrocket@fclaw.com
24 pblack@fclaw.com

25 ...RESPECTFULLY SUBMITTED this 4th day of February 2008.

26 FENNEMORE CRAIG, P.C.

By: 

C. Webb Crockett

Patrick J. Black

3003 North Central Avenue, Suite 2600

Phoenix, Arizona 85012

Attorneys for Phelps Dodge Mining Company and
Arizonans for Electric Choice and Competition

1 ORIGINAL and 13 COPIES of
2 the foregoing filed
3 this 4th day of February 2008 with:

4 Docket Control
5 Arizona Corporation Commission
6 1200 W. Washington
7 Phoenix, AZ 85007

8 COPY hand delivered to:

9 Ernest G. Johnson
10 Director, Utilities Division
11 Arizona Corporation Commission
12 1200 West Washington
13 Phoenix, Arizona 85007

14 Christopher C. Kempley
15 Chief Counsel
16 Arizona Corporation Commission
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18 Phoenix, Arizona 85007

19 COPY mailed to:

20 Barbara Klemstine, Director
21 Regulation & Pricing
22 Arizona Public Service Company
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24 P.O. Box 53999
25 Phoenix, Arizona 85072-3999

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28 _____